

Hon. Thomas S. Zilly

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

GLENN THOMPSON, JR., and GLENN
THOMPSON, SR.,

Plaintiffs,

vs.

ON-SITE MANAGER, INC.,

Defendant.

No. 2:15-cv-01596-TSZ

DECLARATION OF ERIC DUNN
REGARDING ON-SITE MANAGER'S
MOTION TO COMPEL DISCOVERY

Eric Dunn states that the following is true and correct:

1. I am an attorney licensed in Washington and one of the lawyers representing the Plaintiffs, Glenn Thompson Sr. and Glenn Thompson Jr., in this action. I make this declaration based on my personal knowledge and my review of our files in this matter.

2. We produced copies of every known document in our possession having relevance to this action with our mandatory initial disclosures on December 14, 2015.

3. We received six sets of written discovery requests from On-Site Manager on March 17, 2016. Among the 127 total questions, included a certain requests for extensive documentation regarding the Thompsons' bank accounts, credit cards, debts, collection accounts, credit scores,

1 child support payments, and so forth. Especially because Thompsons' credit and tenant-
2 screening reports contained summaries of all these accounts, we determined these requests
3 sought information that was substantially irrelevant and would not be worth the time and expense
4 it would take to obtain, organize, and produce. We therefore objected to the requests and did not
5 produce responsive materials to those questions.

6 4. On a few specific accounts—particularly an AT&T bill and a collection judgment in
7 favor of Ray Klein, Inc., we were able to locate responsive documents and produced them.

8 5. We produced responses to all of On-Site's discovery requests on April 18, 2016.

9 6. On May 24, 2016, I received a letter from On-Site's counsel describing various issues
10 with our discovery responses and requesting a conference. I immediately responded and offered
11 to speak with On-Site's counsel the next morning.

12 7. We began our telephonic discovery conference on May 25. After a prolonged
13 conversation, that call was interrupted by a local power outage. We resumed and completed the
14 call the next day.

15 8. In the discovery conference, On-Site's counsel expressed dissatisfaction with the
16 manner in which the plaintiffs' documents were organized and labeled. I agreed to review the
17 document production and attempt to more clearly organize and label the documents if possible.

18 9. Also in the discovery conference, On-Site's counsel stated disagreement with our
19 objections regarding the broad categories of financial records that were requested. I explained
20 that the Thompsons did not have those records and that to produce them, we would first need to
21 obtain the records from various banks, creditors, and other institutions. I did not believe such an
22 undertaking was warranted because I did not perceive the discovery as at all relevant. However,
23 I offered to "double-check" with the Thompsons regarding On-Site's more specific requests for
24

1 financial records, such as those pertaining to the Ray Klein account, the AT&T bill, and a paid-
2 off child support account.

3 10. Later on May 27, On-Site filed this motion to compel.

4 11. I met with the Thompsons on June 10 to discuss each of the items I'd promised to
5 double-check on. I also reviewed our files and prior discovery responses. I then prepared a set
6 of supplemental discovery responses and arranged for those supplemental responses to be served
7 to On-Site's counsel on June 13, 2016. A copy of those supplemental responses is attached as
8 Exhibit A to this declaration.

9 12. On June 11, I prepared a document subpoena to Ray Klein, Inc., and arranged for it to
10 be served on the appropriate agent on or after June 13. A copy of that subpoena is attached as
11 Exhibit B to this declaration.

12 13. I am of sound mind and have made these statements of my own free will; I am
13 competent to testify and if called as a witness in this matter would state as contained in this
14 declaration.

15
16
17 I declare under penalty of perjury under the laws of the State of Washington and of the
18 United States that the foregoing is true and correct.

19 Signed at Seattle, Washington on June 11, 2016

20 
21 _____
22 Eric Dunn, WSBA #36622
23
24

Exhibit A

401 Second Ave S, Suite 407
Seattle, WA 98104
Tel. (206) 464-1519
Fax (206) 624-7501



Northwest Justice Project

Toll Free 1-888-201-1012
www.nwjustice.org

César E. Torres
Executive Director

June 12, 2016

Jeffrey E. Bilanko
Elizabeth K. Morrison
Gordon & Rees
701 5th Avenue, Suite 2100
Seattle, WA 98104

Re: *Glenn Thompson, Jr. & Sr. v. On-Site Manager, Inc.*, US Dist. Ct. No. 15-01596

Dear Counsel:

In a discovery conference regarding the above-captioned matter that took place on May 25 (and resumed on May 26 after being disrupted by a power outage), I agreed to follow up with our clients about the following discovery requests:

- Requests for Admission No. 8 and 9 to Glenn Thompson Jr.
- Interrogatory No. 6 to Glenn Thompson Jr.
- Requests for Production No. 5, 16, 17, and 28 to Glenn Thompson Jr.
- Requests for Admission No. 3 and 4 to Glenn Thompson Sr.
- Interrogatory No. 13 to Glenn Thompson Sr.
- Requests for Production No. 16 and 21 to Glenn Thompson Sr.

I also agreed to see if I could improve the way the documents we had previously produced were organized and labeled. And I agreed to provide information regarding the hours of attorney time we had logged on the case.

I have now followed up with the Thompsons about each of these issues. Though on most issues the Thompsons did not have any additional information to provide, I have enclosed supplemental responses to some of the questions. I have also run a report of our recorded attorney time through 11:00 a.m. on June 9, 2016, and have prepared charts to help you determine which of our previously-produced documents relate to each request. These items are enclosed. Thank you.

Sincerely,

Eric Dunn
Staff Attorney

Hon. Thomas S. Zilly

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Defendant.

No. 2:15-cv-01596-TSZ

DECLARATION OF SERVICE

I, Marie Nguyen, certify under penalty of perjury under the laws of the State of Washington that
on the 13th day of June, 2016, I caused a copy of the following:

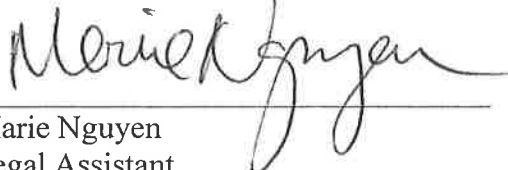
1. Eric Dunn's cover letter to Jeffrey E. Bilanko and Elizabeth K. Morrison dated June 12, 2016;
2. Plaintiffs' Supplemental Responses to Defendant's Interrogatories and Requests for Production of Documents; and
3. This Declaration of Service.

1 to be delivered via electronic mailing in .pdf format and U.S. First Class mail, directed to the
2 attention of the following:

3 Jeffrey E. Bilanko
4 Elizabeth K. Morrison
5 Gordon & Rees, LLP
6 701 Fifth Avenue, Suite 2100
7 Seattle, WA 98104
8 jbilanko@gordonrees.com
9 emorrison@gordonrees.com

10 SIGNED at Seattle, Washington, this 13th day of June, 2016.

11 NORTHWEST JUSTICE PROJECT

12 
13 Marie Nguyen
14 Legal Assistant

Hon. Thomas S. Zilly

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PLAINTIFFS' SUPPLEMENTAL
RESPONSES TO DEFENDANT'S
INTERROGATORIES AND
REQUESTS FOR PRODUCTION OF
DOCUMENTS

Plaintiffs, Glenn Thompson, Jr. and Glenn Thompson, Sr., by counsel, present their supplemental responses to Defendant On-Site Manager, Inc.'s written discovery requests:

I. Supplemental Responses to Defendant's First Set of Interrogatories and Requests for Production of Documents to Glenn Thompson, Jr.

INTERROGATORY NO. 13: IDENTIFY and DESCRIBE ALL the facts and circumstances YOU believe support YOUR allegation that ON-SITE was willful or "at least negligent" in obtaining information contained in YOUR consumer report, as alleged in Paragraph 4.A.5 of YOUR COMPLAINT.

ANSWER:

Plaintiff objects to this interrogatory as misstating paragraph 4.A.5 of the

1 Complaint which specifically states that on-site failed to follow reasonable procedures in
2 preparing consumer reports and that its improper credit reporting activities occur within
the scope of trade in making tenant-screening reports about Washingtonian rental
applicants. Without waiving this objection, plaintiff states as follows:

3 On or around June 2015, my father, Glenn Thompson, Sr, and I applied for rental
4 housing at a property called The Lodge, in King County. We paid screening fees to apply.
The Lodge denied our rental application based on tenant screening reports from On-Site
Manager, Inc.

5 My father called On-Site Manager to inquire about the reason our application to
6 "The Lodge" had been turned down. The On-Site representative told us it was because of
an eviction case related to a "Patricia Ann Thompson" and rental premises at 2917 – 12th
7 Ave S. in Seattle. Neither one of us knows who Patricia Ann Thompson is. We are both
male and we have never lived at that address. We gave the On-Site representative this
information, and On-Site agreed to delete the eviction records.

8 In July 2015, we applied to Club Palisades Apartments in Federal Way. We also
9 paid screening fees to apply there.
Club Palisades also screened our application using On-Site Manager reports. On-Site
10 again reported the Patricia Ann Thompson eviction case from 2917 – 12th Ave S. as though
the case belonged to us—despite us having informed on-site that we do not know who
11 Patricia Ann Thompson is, have never lived at that address, and both of us are male. Our
application at Club Palisades was denied as well.

12 **SUPPLEMENTAL ANSWER:**

13 Had on-site manager used reasonable procedures to avoid including the Patricia
14 Ann Thompson unlawful detainer case on our screening reports, then that record would
not have appeared on our screening reports and we would not have been denied housing
because of it. Since the Patricia Ann Thompson unlawful detainer case did appear on our
15 screening reports, On-Site must not have used reasonable procedures to avoid including
that record on our reports.

16 Though we disputed the Patricia Ann Thompson unlawful detainer record after
17 being denied admission to The Lodge, and On-Site Manager deleted the record from our
screening reports at that time, the Patricia Ann Thompson eviction record reappeared on
18 our reports when we applied to Club Palisades. This would not have happened, had On-
Site followed reasonable procedures to avoid the reinsertion of erroneous information
19 deleted in response to a consumer dispute. Because the information reappeared, On-Site
must not have followed reasonable procedures to prevent such reinsertion.

20 We disputed the Patricia Ann Thompson unlawful detainer record again, after
21 being denied admission to Club Palisades. But On-Site did not respond to our consumer
dispute. Disregarding consumer disputes is not a reasonable procedure for ensuring the
22 accuracy of information in consumer reports.

23 **REQUESTS FOR PRODUCTION**

SUPPLEMENTAL RESPONSE:

Defendant's counsel has reported dissatisfaction with the way that the documents plaintiffs previously produced were organized and labeled. Though plaintiffs' counsel feels the documents were adequately organized and labeled in their original discovery responses, the plaintiffs provide the following chart which explains in greater detail which previously-produced documents were responsive to which specific requests:

Previously-produced documents (Please note that duplicative items and references to On-Site documents are omitted):

PDF No. I

1. Rental Report for Glenn P. Thompson Sr. (Club Palisades) with UD record
2. Club Palisades Deposit & Rent Status
3. The Lodge Floorplan
4. FTC summary of FCRA rights
5. Washington summary of FCRA rights

PDF No. II

6. Money Orders for Ventana Apts.
7. King County Housing Authority Rent Calculation
8. KCHA Housing Quality Standards Checklist
9. HUD Section 8 Tenancy Addendum

PDF No. III

10. Greystar Leasing Summary
11. Fax & Letter to On-Site Manager, Inc. (Aug. 18, 2015)
12. The Lodge Denial Notice (Sr.)
13. The Lodge Denial Notice (Jr.)
14. Club Palisades Denial Notice (Sr.)
15. Club Palisades Denial Notice (Jr.)
16. Social Security Benefit Statement (Sr.)
17. Pay Stub 5/22/2015 (Jr.)
18. Pay Stub 6/5/2015 (Jr.)
19. On-Site Leasing Summary
20. Rental Report for Glenn P. Thompson, Jr. (Club Palisades) w/o UD record
21. Rental Report for Glenn P. Thompson, Sr. (Club Palisades) w/o UD record
22. Rental Report for Glenn P. Thompson, Jr. (The Lodge) w/o UD record
23. The Lodge Denial Notice (Sr.) – Nov. 6, 2015
24. Rental Report for Glenn Thompson, Sr. (The Lodge) w/o UD record
25. The Lodge Denial Notice (Sr.) – Nov. 6, 2015

PDF No. V

26. Bank of America Transaction History

Request No.	Responsive Documents
1	N/A
2	N/A
3	N/A
4	11
5	N/A
6	1-5, 10-15, 19-25
7	2
8	N/A
9	1-2, 14-15, 19-21
10	3, 10, 12-13, 22-25
11	1, 10, 19
12	1, 10-15, 19-25
13	N/A
14	1-2, 6-15, 19-26
15	See Supplemental Response to Request for Production No. 15
16	N/A
17	2, 17-18
18	N/A
19	N/A
20	11
21	1-2, 10, 12-15, 19-25
22	1, 10, 12-15, 19-25
23	1, 10, 12-15, 19-25
24	1, 10, 12-15, 19-25
25	1, 10-15, 19-25
26	1, 10-15, 19-25
27	1, 10-11, 19-22, 24
28	1-3, 6, 10-15, 19-25

REQUEST FOR PRODUCTION NO. 5: Produce ALL DOCUMENTS RELATED TO or used in preparing YOUR response to Interrogatory No. 5 including, but not limited to: ALL pleadings, notices, writs, judgments, deeds, or other documentation RELATED TO ALL judgments, liens or garnishments.

ANSWER:

Plaintiff objects to this request as unduly burdensome and unlikely to lead to the discovery of admissible evidence. Without waving this objection see response to Request for Production No. 5.

1 **SUPPLEMENTAL ANSWER:**

2 Without waving the objections stated above, Mr. Thompson Jr. states that he has no other
3 documents responsive to this request. The prior reference was to the document produced
4 in PDF No. V (the Bank of America Transaction History listed as #26 above), related to
Mr. Thompson Sr.

5 **REQUEST FOR PRODUCTION NO. 15:** Produce ALL copies of YOUR attorney bills
6 RELATED TO this lawsuit.

7 **ANSWER:**

8 I am represented by the Northwest Justice Project, which provides free legal assistance to
9 low-income Washingtonians. That does not mean, however, that the court cannot grant me
attorney fees and costs in this litigation.

10 **SUPPLEMENTAL ANSWER:**

11 A spreadsheet reflecting raw attorney hours recorded in this matter through 11:00 a.m. on
12 June 9, 2016, is attached. Records containing further details regarding the entries thereon
13 are available and recorded in Northwest Justice Project's case management software, but
are withheld as protected by attorney-client privilege and work-product doctrine.

14 **REQUEST FOR PRODUCTION NO. 17:** Produce ALL DOCUMENTS RELATED
15 TO YOUR income between January 1, 2015 and August 1, 2015.

16 **ANSWER:**

17 Plaintiff objects to this request as unduly burdensome and unlikely to lead to the discovery
18 of admissible evidence. Without waving this objection, see attached documents listed as
VII.

19 **SUPPLEMENTAL ANSWER:**

20 Mr. Thompson Jr. reports that he was making about the same income as was reflected in
21 the pay stubs he provided through August 2015. He does not have any other pay records
22 from 2015. Mr. Thompson Jr. did file a federal tax return for 2015, but did not retain a
copy of the return.

II. Supplemental Responses to Defendant's First Set of Interrogatories and Requests for Production of Documents to Glenn Thompson, Sr.

REQUESTS FOR PRODUCTION

SUPPLEMENTAL RESPONSE:

Defendant's counsel has reported dissatisfaction with the way that the documents plaintiffs previously produced were organized and labeled. Though plaintiffs' counsel feels the documents were adequately organized and labeled in their original discovery responses, the plaintiffs provide the following chart which explains in greater detail which previously-produced documents were responsive to which specific requests:

Previously-produced documents (Please note that duplicative items and references to On-Site documents are omitted):

PDF No. I

1. Rental Report for Glenn P. Thompson Sr. (Club Palisades) with UD record
2. Club Palisades Deposit & Rent Status
3. The Lodge Floorplan
4. FTC summary of FCRA rights
5. Washington summary of FCRA rights

PDF No. II

6. Money Orders for Ventana Apts.
7. King County Housing Authority Rent Calculation
8. KCHA Housing Quality Standards Checklist
9. HUD Section 8 Tenancy Addendum

PDF No. III

10. Greystar Leasing Summary
11. Fax & Letter to On-Site Manager, Inc. (Aug. 18, 2015)
12. The Lodge Denial Notice (Sr.)
13. The Lodge Denial Notice (Jr.)
14. Club Palisades Denial Notice (Sr.)
15. Club Palisades Denial Notice (Jr.)
16. Social Security Benefit Statement (Sr.)
17. Pay Stub 5/22/2015 (Jr.)
18. Pay Stub 6/5/2015 (Jr.)
19. On-Site Leasing Summary
20. Rental Report for Glenn P. Thompson, Jr. (Club Palisades) w/o UD record
21. Rental Report for Glenn P. Thompson, Sr. (Club Palisades) w/o UD record
22. Rental Report for Glenn P. Thompson, Jr. (The Lodge) w/o UD record
23. The Lodge Denial Notice (Sr.) – Nov. 6, 2015
24. Rental Report for Glenn Thompson, Sr. (The Lodge) w/o UD record
25. The Lodge Denial Notice (Sr.) – Nov. 6, 2015

PDF No. V**26. Bank of America Transaction History**

Request No.	Responsive Documents
1	26
2	N/A
3	N/A
4	N/A
5	N/A
6	1-25
7	6-9
8	N/A
9	1-25,
10	3, 12-13, 22-25
11	1, 4-5, 10-15, 19-25
12	1, 10-15, 19-25
13	N/A
14	1-2, 6-15, 19-26
15	See Supplemental Response to Request for Production No. 15
16	26
17	7, 16
18	N/A
19	N/A
20	26
21	N/A
22	N/A
23	1-2, 10, 12-15, 19-25
24	1, 10, 12-15, 19-25
25	1, 10, 12-15, 19-25
26	1, 10, 12-15, 19-25
27	1, 10-15, 19-25
28	1, 10-15, 19-25
29	1, 10-11, 19-22, 24
30	1-3, 6, 10-15, 19-25

REQUEST FOR PRODUCTION NO. 21: Produce ALL DOCUMENTS

RELATED TO YOUR account with DSHS/DCS Olympia for Family Support.

ANSWER:

Plaintiff objects to this request as unduly burdensome and unlikely to lead to the discovery of admissible evidence.

SUPPLEMENTAL ANSWER:

Without waiving the foregoing objection, Mr. Thompson Sr. states that he does not have any documents responsive to this request. However, he does not object to the release of records from his family support account by DSHS/DCS. Mr. Thompson Sr. would execute a proper release-of-information form for this purpose if necessary.

Presented this 12 day of June, 2016,

NORTHWEST JUSTICE PROJECT



By: Eric Dunn (WSBA #36622)
Leticia Camacho (WSBA #31341)
Attorneys for Plaintiffs

Supplemental Response to Request for Production No. 15

Date of Service	Time Spent	Caseworker	Activity Code	161.4 (161.4)
06/09/2016	0.3	Eric Dunn	Discovery Conference	Discovery conference
06/08/2016	0.4	Eric Dunn	Case Analysis & Planning	Prep for discovery call
06/08/2016	1.5	Eric Dunn	Pleadings/Briefs	revising discovery motion response
06/07/2016	5.3	Leticia Camacho	Other Discovery	Prep for Depositions
06/06/2016	2	Leticia Camacho	Other Discovery	Prep for Depositions
06/06/2016	2.6	Leticia Camacho	Legal Research	Re Deposition Issues
06/02/2016	0.8	Eric Dunn	Reviewing Discovery	Reviewing discovery responses
06/02/2016	0.7	Eric Dunn	Legal Research	Research on new Rule 26 standards
06/02/2016	4.1	Eric Dunn	Pleadings/Briefs	Writing response to motion to compel
06/02/2016	0.1	Leticia Camacho	Opposing Party/Counsel	E-mail correspondence
06/02/2016	0.3	Eric Dunn	Opposing Party/Counsel	Reviewing motion to compel (OSM's)
06/02/2016	4.5	Eric Dunn	Pleadings/Briefs	Drafting response to motion to compel
06/02/2016	0.5	Leticia Camacho	Consultation	Discuss case w/ EGD
06/01/2016	7	Leticia Camacho	Other Discovery	Prep for Deposition
05/31/2016	3.1	Leticia Camacho	Other Discovery	Prep for upcoming depositions
05/31/2016	0.5	Leticia Camacho	Interrogatories (drafting/responding)	Final edits to second set of discovery
05/30/2016	3.5	Leticia Camacho	Interrogatories (drafting/responding)	Second set of ROGS & RFPs
05/27/2016	0.4	Eric Dunn	Case Management	Organizing electronic files
05/27/2016	2.5	Eric Dunn	Reviewing Discovery	Reviewed documents from OSM
05/27/2016	0.2	Eric Dunn	Case Management	Touched base with LC on planning for discovery
05/27/2016	1	Leticia Camacho	Other Discovery	Discovery, follow-up
05/27/2016	0.3	Leticia Camacho	Consultation	Discuss case w/ EGD
05/26/2016	0.2	Leticia Camacho	Client	Speak with clients
05/26/2016	0.1	Eric Dunn	Case Analysis & Planning	Note to LC
05/26/2016	1.5	Eric Dunn	Pleadings/Briefs	Edits to motion to compel
05/26/2016	0.5	Eric Dunn	Discovery Conference	Completed discovery call
05/26/2016	1.3	Leticia Camacho	Pleadings/Briefs	Finalize motion and related pleadings and have it filed
05/25/2016	2.2	Eric Dunn	Discovery Conference	Discovery call with E Morrison
05/25/2016	2.7	Leticia Camacho	Pleadings/Briefs	Motion to Compel and related pleadings
05/25/2016	0.1	Leticia Camacho	Consultation	Discuss case management
05/24/2016	5	Leticia Camacho	Pleadings/Briefs	Discovery motion and related pleadings
05/17/2016	0.4	Eric Dunn	Case Analysis & Planning	Reviewed & commented on dep notice draft
05/17/2016	0.5	Leticia Camacho	Other Correspondence	Correspondence, follow-up
05/17/2016	1	Leticia Camacho	Other Discovery	Deposition issue, follow-up
05/16/2016	1	Leticia Camacho	Discovery Motions	Motion to Compel
05/16/2016	0.1	Leticia Camacho	Opposing Party/Counsel	E-mail correspondence
05/09/2016	5.9	Leticia Camacho	Reviewing Discovery	Reviewing discovery and finalizing depositions
05/09/2016	0.1	Leticia Camacho	Opposing Party/Counsel	E-mail
05/09/2016	0.3	Leticia Camacho	Consultation	Discuss case w/ EGD
04/18/2016	1.9	Leticia Camacho	Request for Production (drafting/responding)	Finalize discovery responses
04/17/2016	4	Leticia Camacho	Request for Production (drafting/responding)	RPC's
04/15/2016	1.2	Leticia Camacho	Client	Discovery
04/15/2016	3	Leticia Camacho	Client	Meet w/ clients re discovery
04/14/2016	0.1	Leticia Camacho	Client	LM in both phones
04/11/2016	3.1	Leticia Camacho	Interrogatories (drafting/responding)	Responses to ROGS & RFPs
04/11/2016	3	Leticia Camacho	Client	Meet w/ Mr. Thompson, Sr.
04/08/2016	0.1	Leticia Camacho	Client	LM for CL
04/08/2016	4	Leticia Camacho	Interrogatories (drafting/responding)	Responses to ROGS & RFPs
04/07/2016	0.3	Eric Dunn	Case Analysis & Planning	Consult with LC
04/06/2016	9	Leticia Camacho	Interrogatories (drafting/responding)	Responses to ROGS & RFP's

04/05/2016	7	Leticia Camacho	Interrogatories (drafting/responding)	Responses to ROGS & RFP's
04/04/2016	0.2	Eric Dunn	Case Analysis & Planning	Emails with LC
04/04/2016	3.3	Leticia Camacho	Client	Meet w/ clients
04/01/2016	7	Leticia Camacho	Interrogatories (drafting/responding)	Responding to ROGS, RFP's, Requests for Admission
03/29/2016	4	Leticia Camacho	Interrogatories (drafting/responding)	Responding to discovery
03/28/2016	1.5	Leticia Camacho	Interrogatories (drafting/responding)	Responses to discovery
03/23/2016	0.5	Leticia Camacho	Opposing Party/Counsel	Discovery conference, follow-up
03/23/2016	0.5	Eric Dunn	Discovery Conference	Discovery call
03/22/2016	0.5	Leticia Camacho	Consultation	Meet w/ Eric
03/22/2016	0.1	Leticia Camacho	Other	Call OC during discovery conference.
03/22/2016	1	Leticia Camacho	Reviewing Discovery	Discovery
03/21/2016	0.6	Eric Dunn	Reviewing Discovery	Reviewed docs produced by On-Site
03/21/2016	0.1	Leticia Camacho	Opposing Party/Counsel	E-mail re discovery conference
03/17/2016	0.2	Leticia Camacho	Other Meeting	Discuss case w/ EGD
03/16/2016	0.1	Leticia Camacho	Opposing Party/Counsel	E-mail correspondence
03/10/2016	0.5	Leticia Camacho	Opposing Party/Counsel	Correspondence re discovery
03/09/2016	2	Leticia Camacho	Reviewing Discovery	Reviews answers to discovery
03/02/2016	0.5	Leticia Camacho	Consultation	Discuss discovery with EGD
03/02/2016	0.5	Leticia Camacho	Reviewing Discovery	Review responses to discovery
02/25/2016	0.2	Leticia Camacho	Pleadings/Briefs	Finalize and have Agreed Motion filed in court
02/24/2016	0.3	Eric Dunn	Opposing Party/Counsel	Reviewed protection order draft
02/24/2016	0.1	Leticia Camacho	Pleadings/Briefs	Review latest draft from OC for Agreed Motion
02/12/2016	1	Leticia Camacho	Other Discovery	Issue of Model Protective Order
02/05/2016	0.1	Eric Dunn	Opposing Party/Counsel	TC from Bilanko
02/04/2016	0.6	Eric Dunn	Interrogatories (drafting/responding)	Reviewing & editing discovery requests
01/25/2016	0.6	Leticia Camacho	Interrogatories (drafting/responding)	Final Edits
01/23/2016	4.6	Leticia Camacho	Interrogatories (drafting/responding)	Draft ROGS and RFPs
01/22/2016	0.3	Eric Dunn	Reviewing Discovery	Reviewing initial disclosures
01/22/2016	3.8	Leticia Camacho	Case Analysis & Planning	Case analysis and planning
12/09/2015	0.1	Eric Dunn	Case Management	Arranging for filing of JSR&DP
12/09/2015	0.5	Eric Dunn	Pleadings/Briefs	Working on CS&DP
11/20/2015	0.1	Eric Dunn	Opposing Party/Counsel	Sent amended JSR&DP to Fain
11/20/2015	1	Eric Dunn	Discovery Conference	Rule 26 call
11/20/2015	0.7	Eric Dunn	Discovery Conference	Rule 26(f) conference
11/19/2015	0.1	Eric Dunn	Opposing Party/Counsel	Forwarded JSR&DP to Fain
11/19/2015	1.5	Eric Dunn	Pleadings/Briefs	Preparing JSR&DP
11/13/2015	0.2	Eric Dunn	Opposing Party/Counsel	Sent docs to Fain
11/06/2015	0.4	Eric Dunn	Case Management	E-mail to Fain
10/14/2015	0.1	Eric Dunn	Case Management	Note re service
10/13/2015	0.3	Eric Dunn	Case Management	Preparing service instructions
10/08/2015	0.1	Eric Dunn	Case Management	e-filed praecipe
10/08/2015	0.3	Eric Dunn	Pleadings/Briefs	Prepared subpoenas & praecipe
10/06/2015	0.4	Eric Dunn	Pleadings/Briefs	Prepare civil case cover sheet
10/06/2015	4	Eric Dunn	Pleadings/Briefs	Final revisions and edits to complaint
10/06/2015	0.1	Eric Dunn	Case Management	Notes to-from Marie (filing instructions)
09/30/2015	0.4	Eric Dunn	Client Form	Client letter
09/30/2015	0.8	Eric Dunn	Client Form	Clients in office
09/30/2015	0.8	Eric Dunn	Client Form	Prepared statement of facts
09/29/2015	4.5	Eric Dunn	Pleadings/Briefs	Finished drafting complaint
09/28/2015	1	Eric Dunn	Legal Research	Reviewing FCRA provisions
09/28/2015	5	Eric Dunn	Pleadings/Briefs	Drafting complaint

Writing complaint
dispute letter to On-Site
Note to Marie N

Pleadings/Briefs
Opposing Party/Counsel
Case Management

Eric Dunn
Eric Dunn
Eric Dunn

1.3
1.3
0.1

09/25/2015
08/18/2015
08/18/2015

Exhibit B

AO 88B (Rev. 02/14) Subpoena to Produce Documents, Information, or Objects or to Permit Inspection of Premises in a Civil Action

UNITED STATES DISTRICT COURT

for the

Glenn Thompson Jr. and Glenn Thompson Sr.

Plaintiff

v.

On-Site Manager, Inc.

Defendant

Civil Action No. 2:15-cv-01596-TSZ

SUBPOENA TO PRODUCE DOCUMENTS, INFORMATION, OR OBJECTS
OR TO PERMIT INSPECTION OF PREMISES IN A CIVIL ACTION

To:

Ray Klein, Inc
c/o Jane Hardin, Agent*(Name of person to whom this subpoena is directed)*

☒ **Production:** **YOU ARE COMMANDED** to produce at the time, date, and place set forth below the following documents, electronically stored information, or objects, and to permit inspection, copying, testing, or sampling of the material:

All documents related to any accounts pertaining to Glenn Thompson, Jr.

Place: Northwest Justice Project 500 W. 8th Street, Ste. 275, Vancouver, WA 98660	Date and Time: 07/01/2016 9:45 am
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☐ **Inspection of Premises:** **YOU ARE COMMANDED** to permit entry onto the designated premises, land, or other property possessed or controlled by you at the time, date, and location set forth below, so that the requesting party may inspect, measure, survey, photograph, test, or sample the property or any designated object or operation on it.

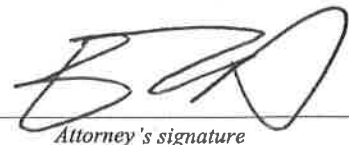
Place:	Date and Time:
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The following provisions of Fed. R. Civ. P. 45 are attached – Rule 45(c), relating to the place of compliance; Rule 45(d), relating to your protection as a person subject to a subpoena; and Rule 45(e) and (g), relating to your duty to respond to this subpoena and the potential consequences of not doing so.

Date: 06/11/2016

CLERK OF COURT

OR

Signature of Clerk or Deputy Clerk
Attorney's signature

The name, address, e-mail address, and telephone number of the attorney representing *(name of party)* Glenn Thompson Jr
Eric Dunn WSBA #36622; 401 - 2nd Ave S, Ste 407, Seattle, WA 98104, who issues or requests this subpoena, are:
EricD@nwjustice.org -- (206) 464-1519

Notice to the person who issues or requests this subpoena

If this subpoena commands the production of documents, electronically stored information, or tangible things or the inspection of premises before trial, a notice and a copy of the subpoena must be served on each party in this case before it is served on the person to whom it is directed. Fed. R. Civ. P. 45(a)(4).

Civil Action No. 2:15-cv-01596-TSZ

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 45.)

I received this subpoena for *(name of individual and title, if any)* _____
on *(date)* _____

☐ I served the subpoena by delivering a copy to the named person as follows: _____
_____ on *(date)* _____; or

☐ I returned the subpoena unexecuted because: _____

Unless the subpoena was issued on behalf of the United States, or one of its officers or agents, I have also
tendered to the witness the fees for one day's attendance, and the mileage allowed by law, in the amount of
\$ _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ 0.00 .

I declare under penalty of perjury that this information is true.

Date: _____
_____ *Server's signature*

Printed name and title

Server's address

Additional information regarding attempted service, etc.:

Federal Rule of Civil Procedure 45 (c), (d), (e), and (g) (Effective 12/1/13)**(c) Place of Compliance.**

(1) For a Trial, Hearing, or Deposition. A subpoena may command a person to attend a trial, hearing, or deposition only as follows:

- (A) within 100 miles of where the person resides, is employed, or regularly transacts business in person; or
- (B) within the state where the person resides, is employed, or regularly transacts business in person, if the person
 - (i) is a party or a party's officer; or
 - (ii) is commanded to attend a trial and would not incur substantial expense.

(2) For Other Discovery. A subpoena may command:

- (A) production of documents, electronically stored information, or tangible things at a place within 100 miles of where the person resides, is employed, or regularly transacts business in person; and
- (B) inspection of premises at the premises to be inspected.

(d) Protecting a Person Subject to a Subpoena; Enforcement.

(1) Avoiding Undue Burden or Expense; Sanctions. A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The court for the district where compliance is required must enforce this duty and impose an appropriate sanction—which may include lost earnings and reasonable attorney's fees—on a party or attorney who fails to comply.

(2) Command to Produce Materials or Permit Inspection.

(A) Appearance Not Required. A person commanded to produce documents, electronically stored information, or tangible things, or to permit the inspection of premises, need not appear in person at the place of production or inspection unless also commanded to appear for a deposition, hearing, or trial.

(B) Objections. A person commanded to produce documents or tangible things or to permit inspection may serve on the party or attorney designated in the subpoena a written objection to inspecting, copying, testing, or sampling any or all of the materials or to inspecting the premises—or to producing electronically stored information in the form or forms requested. The objection must be served before the earlier of the time specified for compliance or 14 days after the subpoena is served. If an objection is made, the following rules apply:

- (i) At any time, on notice to the commanded person, the serving party may move the court for the district where compliance is required for an order compelling production or inspection.
- (ii) These acts may be required only as directed in the order, and the order must protect a person who is neither a party nor a party's officer from significant expense resulting from compliance.

(3) Quashing or Modifying a Subpoena.

(A) When Required. On timely motion, the court for the district where compliance is required must quash or modify a subpoena that:

- (i) fails to allow a reasonable time to comply;
- (ii) requires a person to comply beyond the geographical limits specified in Rule 45(c);
- (iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or
- (iv) subjects a person to undue burden.

(B) When Permitted. To protect a person subject to or affected by a subpoena, the court for the district where compliance is required may, on motion, quash or modify the subpoena if it requires:

- (i) disclosing a trade secret or other confidential research, development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific occurrences in dispute and results from the expert's study that was not requested by a party.

(C) Specifying Conditions as an Alternative. In the circumstances described in Rule 45(d)(3)(B), the court may, instead of quashing or modifying a subpoena, order appearance or production under specified conditions if the serving party:

- (i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and
- (ii) ensures that the subpoenaed person will be reasonably compensated.

(e) Duties in Responding to a Subpoena.

(1) Producing Documents or Electronically Stored Information. These procedures apply to producing documents or electronically stored information:

(A) Documents. A person responding to a subpoena to produce documents must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand.

(B) Form for Producing Electronically Stored Information Not Specified. If a subpoena does not specify a form for producing electronically stored information, the person responding must produce it in a form or forms in which it is ordinarily maintained or in a reasonably usable form or forms.

(C) Electronically Stored Information Produced in Only One Form. The person responding need not produce the same electronically stored information in more than one form.

(D) Inaccessible Electronically Stored Information. The person responding need not provide discovery of electronically stored information from sources that the person identifies as not reasonably accessible because of undue burden or cost. On motion to compel discovery or for a protective order, the person responding must show that the information is not reasonably accessible because of undue burden or cost. If that showing is made, the court may nonetheless order discovery from such sources if the requesting party shows good cause, considering the limitations of Rule 26(b)(2)(C). The court may specify conditions for the discovery.

(2) Claiming Privilege or Protection.

(A) Information Withheld. A person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

- (i) expressly make the claim; and
- (ii) describe the nature of the withheld documents, communications, or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) Information Produced. If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information under seal to the court for the district where compliance is required for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.

(g) Contempt.

The court for the district where compliance is required—and also, after a motion is transferred, the issuing court—may hold in contempt a person who, having been served, fails without adequate excuse to obey the subpoena or an order related to it.